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PATENT  
Docket No. 29250P-000031/US

**IN THE U.S. PATENT AND TRADEMARK OFFICE**

Applicant: Sebastien JOSSET et al. Conf.: 6840  
Appl. No.: 10/716,465 Group: 2453  
Filed: November 20, 2003 Examiner: Sheppard, E.  
For: SYSTEM FOR CONTROLLING PROCESSES ASSOCIATED  
WITH STREAMS WITHIN A COMMUNICATION  
NETWORK

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**REPLY TO NOTICE OF NON-COMPLIANCE**

Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

September 17, 2009

Sir:

In reply to the Notice of Non-Compliant Amendment (37 CFR 1.121) mailed September 4, 2009, Applicants attach hereto Amendments to the claims filed on May 26, 2009, as requested by the Examiner.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY & PIERCE, P.L.C.

By 

Gary D. Yacura, Reg. No. 35,416

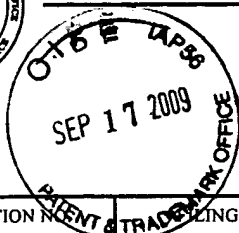
P.O. Box 8910  
Reston, VA 20195  
(703) 668-8000

Attachments: Notice of Non-Compliant Amendment (37 CFR 1.121)  
Amendment Under 37 C.F.R. § 1.111



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/716,465

11/20/2003

Sebastien Josset

29250P-000031/US

6840

30594 7590 09/04/2009  
HARNES, DICKEY & PIERCE, P.L.C.  
P.O. BOX 8910  
RESTON, VA 20195

EXAMINER

SHEPPERD, ERIC W

ART UNIT

PAPER NUMBER

2453

MAIL DATE

DELIVERY MODE

09/04/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

HDP DC 08/09/09 14:11

Matter no.	29250-000031/US
Action Due Date	10/4/09
Final Date	3/4/10
Action	Non-comp Amend/NEP
Atty	G DY/EPs DKT/Verify K6/inf

**Notice of Non-Compliant  
Amendment (37 CFR 1.121)**

Application No.

10/716,465

Examiner

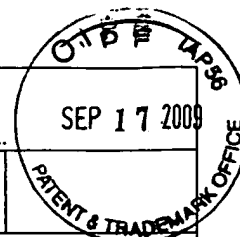
ERIC W. SHEPPERD

Applicant(s)

JOSSET ET AL.

Art Unit

2453



– The MAILING DATE of this communication appears on the cover sheet with the correspondence address –

The amendment document filed on 05/26/09 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
  - ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_.
- ☐ 2. Abstract:
  - ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_.
- ☐ 3. Amendments to the drawings:
  - ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other \_\_\_\_\_.
- ☒ 4. Amendments to the claims:
  - ☐ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☒ E. Other: See Continuation Sheet.
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):  
\_\_\_\_\_

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

**TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:**

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

**Failure to timely respond** to this notice will result in:

**Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

/THUHA T. NGUYEN/  
Primary Examiner, Art Unit 2453

Continuation of 4(e) Other: Claims 2-13 have the status identifier (Original) and claims 14-16 and 18 have the status identifier (Previously Presented) all however indicate amendments to the claims, therefore (Currently Amended) status identifier is required. In Claim 1, on the 2<sup>nd</sup> to last line the word "came" has been amended to "come" and has not been correctly indicated as amended. Applicant is urged to verify compliance of other claims.

